



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: P. Needleman  
Serial No.: 08/934,367  
Filed: September 19, 1997  
Entitled: AN IMMUNOLOGICAL PROCESS AND  
CONSTRUCTS FOR INCREASING THE HDL  
CHOLESTEROL CONCENTRATION BY DNA  
VACCINATION

ART UNIT: 1642  
EXAMINER: M. Davis

Attorney Docket No.: AVA-432.1 US

Commissioner for Patents

Box RCE

Washington, D.C. 20231

TECH CENTER 1600/2900

APR 24 2003

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46-303

**TRANSMITTAL LETTER & PETITION FOR EXTENSION OF TIME**  
**UNDER 37 C.F.R. §1.136(a)**

Sir:

Transmitted herewith are: [X] Request for Continued Examination (RCE) under 37 C.F.R. §1.114; [X] an IDS under 37 C.F.R. §1.97(b)(4); [X] a check in the amount of \$ \_840.00\_ to cover **small entity** fees under 37 C.F.R. §1.17(e) and 37 C.F.R. §1.17(a)(3) (check # \_4526\_); [X] a return receipt postcard, for filing in the above-captioned patent application.

**FEE FOR ADDITIONAL CLAIMS**

[X] A fee for additional claims is not required.

[ ] A fee for additional claims is required. The additional fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	NUMBER OF EXCESS CLAIMS	RATE	FEE DUE
TOTAL CLAIMS	28	31	0	× \$9	= 0.00
INDEPENDENT	4	4	0	× \$42	= 0.00
FIRST INTRODUCTION OF MULT. DEPENDENT CLAIM				+\$140	= 0.00
TOTAL FEES DUE					= 0.00

[X] Applicants hereby declare that small entity status is now appropriate for this case and hereby claim the same.


**PAYMENT OF ADDITIONAL FEES**

- [X] A check including the amount of \$ 375.00 in payment of the fee for the Request for Continued Examination is transmitted herewith {check no. 4526 }.
- [X] The Commissioner is hereby authorized to charge payment of any additional fees required under 37 CFR 1.16 or 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 50-0268. A duplicate copy of this transmittal letter is transmitted herewith.

**PETITION FOR EXTENSION OF TIME**

- [X] Extension is requested under 37 CFR 1.136(a), and the following extension fee is applicable for the paper(s) filed herewith: [ ] \$55.00 for response within first month pursuant to 37 CFR 1.17(a)(1);  
[ ] \$205.00 for response within second month pursuant to 37 CFR 1.17(a)(2);  
**[X] \$465.00 for response within third month pursuant to 37 CFR 1.17(a)(3);**  
[ ] \$725.00 for response within fourth month pursuant to 37 CFR 1.17(a)(4);  
[ ] \$985.00 for response within fifth month pursuant to 37 CFR 1.17(a)(5).
- [X] A check including the amount of [ ] \$55.00 [ ] \$205.00 [X] **\$465.00** [ ] \$725.00 [ ] \$985.00 in payment of the extension fee is transmitted herewith.
- [ ] The Commissioner is hereby authorized to charge the extension fee of [ ] \$55.00 [ ] \$205.00 [ ] \$465.00 [ ] \$725.00 [ ] \$985.00 to Deposit Account No. 50-0268. A duplicate copy of this transmittal letter is transmitted herewith.
- [X] The Commissioner is hereby authorized to charge payment of any additional fees required in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 50-0268. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,



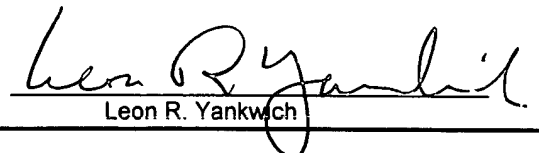
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**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

The undersigned hereby certifies that this correspondence listed above is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR §1.10, postage prepaid, Express Mailing Label No. EV 191278721 US, in an envelope addressed to the Commissioner for Patents, Box RCE, Washington, D.C. 20231 on the date indicated below.

4/21/03

date

  
Leon R. Yankwich